

KIRKLAND POLICE DEPARTMENT

123 5th Avenue Kirkland, WA 98033

CASE# 2017-00029267

CASE REPORT**NARRATIVE****Case Narrative**

Case Number: 17-29267

Assault

Date: 08-21-2017

Ofc. P. Spak #629

On 08-21-2017, while on uniformed patrol in the City of Kirkland, County of King, State of Washington, I was dispatched to an assault that had occurred overnight, at Fairfax Hospital, 10200 NE 132nd ST. The reporting party and victim, [REDACTED] (DOB [REDACTED]) stated he had been assaulted by a male who was later identified as [REDACTED] (DOB [REDACTED]).

I arrived on scene, and spoke with [REDACTED]. [REDACTED] stated the following in a written statement:

[REDACTED] has been residing in Room 106 at Fairfax Hospital. A roommate, [REDACTED] also lives in Room 106 and has been staying there for two days. On 08-21-2017, at about 0100 hours, [REDACTED] awoke from bed and walked out into the hallway to get himself something to drink. As [REDACTED] was walking out of his room, he noticed his roommate, [REDACTED] was sitting up and awake in his bed. [REDACTED] got himself something to drink, and walked back into his bedroom. As [REDACTED] was walking past the open door, [REDACTED] was suddenly felt a "large blow" to the top of his head. This caused [REDACTED] great pain, and [REDACTED] was in shock of what had just occurred. [REDACTED] was dazed, he realized his roommate [REDACTED] was the person who struck him. [REDACTED] was standing near him, holding a pillow case with a large book inside. Before [REDACTED] could react, [REDACTED] then, as if he was swinging a baseball bat, swung the pillow case at [REDACTED], and again struck [REDACTED] directly on his left cheek bone. [REDACTED] again, took a third swing at [REDACTED], and again struck [REDACTED] in the same spot, on his left cheek bone.

On a scale of 1-10, [REDACTED] rated this pain to be a 9, if 10 was the most pain he has felt in his life. After the third hit, [REDACTED] yelled at [REDACTED] "What did you do that for?" [REDACTED] replied, "I didn't know who you were." [REDACTED] then replied, "Of course you know me we've been rooming together for 2 days!"

For the rest of the morning, [REDACTED] was not able to sleep due to the pain. All day [REDACTED] has been dealing with a ringing sound in his left ear where he was hit, and his neck has been sore. [REDACTED] was offered medical assistance by Fairfax staff, but [REDACTED] declined any, because "there were no cuts or blood to clean up."

[REDACTED] added that for the first two days, himself and [REDACTED] had been getting along fine, and there had been no conflict. [REDACTED] is willing to assist in

REPORTING OFFICER

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REVIEWED BY

DeAguiar, Michael C

8/22/2017

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CASE REPORT**NARRATIVE (continuation)**

the prosecution of [REDACTED] for assaulting him. See [REDACTED]'s written statement for additional details.

I took pictures of [REDACTED], specifically his head and face where [REDACTED] stated he was struck. I provided [REDACTED] with my business card, complete with the case number.

I confirmed with on-duty Fairfax staff, that [REDACTED] has been moved to a different "unit" at Fairfax Hospital, where he will have no further contact with [REDACTED]. Fairfax staff then provided me with [REDACTED] information, and he was identified as [REDACTED] (DOB [REDACTED]).

I watched video footage, of the area where the assault occurred. In the video I was shown, [REDACTED] is seen walking into his bedroom from the hallway. Suddenly, other patients who are in the hallway abruptly turn around, and face [REDACTED]'s room, as if there was a large noise or disturbance coming from that area. A short time later, [REDACTED] is then seen walking out of his bedroom, holding his head. A copy of the described footage has been requested, and will be submitted into evidence once received. Video of the actual assault did not occur on video.

I met with [REDACTED], and advised him of his Miranda Rights, which were read off my department issued Miranda Card at 2033 hours. [REDACTED] stated he understood his rights, and said he did not wish to speak with me. This is where my contact ended with [REDACTED]. Later I ran a query of [REDACTED] through DOL/WACIC/NCIC and confirmed this was the male I spoke to earlier based upon his Department of Licensing Photograph.

I developed Probable Cause to charge [REDACTED] with RCW 9A.36.041(1) Assault in the 4th Degree. I prepared a probable cause statement and Criminal Citation C43517K to be sent to the Kirkland Municipal Prosecutor for Review.

N/F

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